

CUSTOMER NO.: 24498
Serial No.: 09/326,883
Final Office Action dated: September 1, 2005
Response dated: November 30, 2005

PATENT
PD980040

Remarks/Arguments

This application has been reviewed in light of the Office Action dated September 1, 2005. Claims 10-15 are pending in the application. No new matter has been added. The Examiner's reconsideration of the rejection in view of the amendment and the following remarks is respectfully requested.

By the Office Action, claim 14 stands rejected under 35 U.S.C. §102(b) as being anticipated by Iggulden et al. (U.S. Patent No. 5,692,093, hereinafter Iggulden). The Applicant respectfully disagrees with the rejection.

Claim 14 recites, *inter alia*, ...the program contribution including all program parts, such as advertising blocks ... means for storing, on the storage medium at the location of the beginning of a specific one or the undesired program parts, navigation data for identifying the beginning and end of the specific undesired program part; and means for reproducing the program contribution without the undesired program parts.

As previously stated Iggulden fast-forwards over commercials by creating a separate map of each recording. When a commercial is encountered in accordance with the synchronized map, the recording is fast-forwarded over the commercial. The Examiner has cited claim 4 paragraphs f and g of Iggulden to show "means for reproducing the program contribution without the undesired program parts". However, the elements of claim 14 are not taught or suggested by Iggulden.

Iggulden does not jump over the undesired parts and instead fast forwards over these parts. Iggulden fails to disclose or suggest, *inter alia*, means for reproducing the program contribution without the undesired program parts. The undesired parts of Iggulden remain and are reproduced, but are reproduced in a faster mode (fast forwarded). This differs from the present invention, which eliminates undesirable (suppressed) segments by not reproducing these segments at all.

The Examiner earlier stated in the previous Office Action (page 2 last paragraph) that Iggulden fails to disclose at least the feature of avoiding any kind of reproduction of program parts during the reproduction of the program contribution. Based on this statement, claim 14 should be in condition for allowance since claim 14 recites, *inter alia*, means for reproducing the

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program contribution without the undesired program parts. Iggulden, therefore, does not disclose or suggest the present invention as recited in claim 14.

Since the cited reference fails to disclose or suggest the features of claim 14, claim 14 is believed to be in condition for allowance. Reconsideration of the rejection is earnestly solicited.

The Applicant notes with appreciation the allowance of claim 10-13 and 15. However, in view of the foregoing remarks, it is respectfully submitted that all the claims now pending in the application are in condition for allowance. Early and favorable reconsideration of the case is respectfully requested.

It is our understanding that there is no fee associated with the filing of this response; however, if, in fact, a fee is due, please charge the applicable fee to Deposit Account No. 07-0832.

Respectfully submitted,

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November 30, 2005